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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 RANDY CLAY,

11 Plaintiff,

12 v.

13 MICHAEL J. ASTRUE, Commissioner of  
14 the Social Security Administration,

15 Defendant.

CASE NO. 11-cv-05353-JRC

ORDER GRANTING STIPULATED  
MOTION FOR REMAND

16 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local  
17 Magistrate Judge Rule MJR 13. (See also Notice of Initial Assignment to a U.S. Magistrate  
18 Judge and Consent Form, ECF No. 5; Consent to Proceed Before a United States Magistrate  
19 Judge, ECF No. 8.) This matter is before the Court on defendant's stipulated motion to remand  
20 the matter to the Commissioner for further administrative proceedings. (ECF No. 21.)

21 After reviewing defendant's stipulated motion and the relevant record, the Court  
22 GRANTS defendant's motion, and REVERSES AND REMANDS this matter to the  
23 Commissioner, in accordance with sentence four of 42 U.S.C. § 405(g).  
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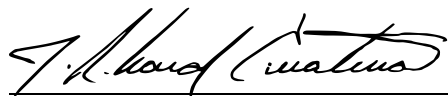
1 Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned  
2 case be reversed and remanded for further administrative proceedings. Following remand, the  
3 Administrative Law Judge shall conduct a *de novo* hearing. Specifically, the Administrative  
4 Law Judge shall evaluate further all of the medical opinions and lay testimony and explain the  
5 weight given to the opinion evidence; evaluate further plaintiff's credibility in accordance with  
6 Social Security Ruling 96-7p; and, evaluate further plaintiff's maximum residual functional  
7 capacity. If warranted, the Administrative Law Judge should obtain medical expert testimony  
8 and supplemental vocational expert testimony at step five.

9 In addition, the Administrative Law Judge should take any other actions necessary in  
10 order to develop the record. Plaintiff should be afforded the opportunity to present new  
11 arguments and evidence, if relevant to the appropriate time frame, at the hearing.

12 Given the facts and the parties' stipulation, the Court hereby orders that the case be  
13 **REVERSED** and **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g).

14 JUDGMENT is for plaintiff, and the case is closed.

15 Dated this 17th day of November, 2011.

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17 J. Richard Creatura  
18 United States Magistrate Judge  
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